GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Mines & Geology - Issuing numerous permissions for decasting of pattalands for sand and Temporary permits for gravel in Krishna District to various contractors/individuals without following rules and regulations - Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension) – Departmental action Under Rule 20 of Andhra Pradesh Civil Services (Classification Control and Appeal) Rules 1991 – Article of Charges – Issued.

INDUSTRIES & COMMERCE (VIGILANCE) DEPARTMENT

G.O.RT.No. 13 Dated: 22-01-2021.
Read:

Ref:- 1) G.O.Rt. No. 144, Ind. & Com (Vigilance) Dept., dt: 20.07.2020.
2) From the DMG, Lr.No. 9697/E1/1992, dt.26.11.2020

*****

ORDER:-

It is proposed to hold an enquiry against Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension) in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The substance of the imputation of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of article of charge as Annexure-I and the imputation of misconduct or misbehaviour in support of each article of charge is enclosed as Annexure-II. A list of documents by which and a list of witnesses by whom the article of charges are proposed to be sustained are also enclosed.

3. Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension) is directed to submit his written statement of defense within ten days of the receipt of this order and also state whether he desires to be heard in person.

4. He is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension) is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above, or otherwise fails or refuses to comply with the provisions of Rule 20 of the Andhra Pradesh Civil Services (Classification, Control, and Appeal) Rules, 1991 or orders/ directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension) is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interests in respect of matters pertaining to his service under Government. If any representation is received on his behalf from another person in respect of any matter dealt with in these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

(P.T.O)

7. The receipt of this order may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINICIPAL SECRETARY TO GOVERNMENT

To
Sri A. Sreenivas Kumar, DDM&G, Krishna (Under Suspension). (w.e, Annexures-I to IV) through the Director of Mines And Geology Department, Vijayawada (with a request to serve the order on the individual and send the served copy with dated signature to Government)
The Director of Mines & Geology, B Block (Vth and VIth Floors), Anjaneya Towers, Ibrahimpatnam, Vijayawada, Krishna District.
Copy to :
The Secretary to Vigilance Commissioner, Andhra Pradesh Vigilance Commission, Velagapudi.
Sf/Sc

//FORWARDED :: BY ORDER//

SECTION OFFICER

ANNEXURE-I

ARTICLE OF CHARGES FRAMED AGAINST SRI A. SREENIVAS KUMAR, DDM&G, KRISHNA (UNDER SUSPENSION)

Charge-I

During the period from 12.07.2019 to 20.07.2020 permissions have been issued for de-casting of patta lands for Sand in Krishna District to various contractors/individuals without following the Rules & Regulations.

Charge-II

Sri A. Sreenivas Kumar, while working as DDM&G, Krishna during the period from 12.07.2019 to 19.07.2020 issued Temporary Permits for transportation of the Gravel derived while levelling the House Sites in Rs.No: 13 & 14 of Kondapavuluri Village, Gannavaram Mandal, Krishna District to M/s RNT Infra without obtaining prior permission from the DMG.

Due to the actions and lack of supervision of Sri Sreenivas Kumar, DDM&G, Krishna, the patta holders / lease holders have illegally excavated Sand / Gravel within and outside the specified areas and transported more than the permitted quantities without payment of statutory taxes to the Government.

Thus, Sri Sreenivas Kumar, DDM&G, Krishna by his above mentioned acts failed to take all possible steps to ensure the integrity and devotion for duty and thereby, contravened Rule 3 of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINICIPAL SECRETARY TO GOVERNMENT

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT IN SUPPORT OF THE ARTICLE OF CHARGES FRAMED AGAINST SRI A. SREENIVAS KUMAR, DDM&G, KRISHNA (UNDER SUSPENSION).

The District Collector & the Chairman DLSC is the authority to entrust work to M/s APMDC Ltd. for de- casting and disposal of the sand in Patta lands. The role of Deputy Director of Mines & Geology is to place the proposals received from the concerned Asst. Director of Mines & Geology before the District Level Sand Committee.

A. Sreenivas Kumar, Deputy Director during his tenure has submitted 92 proposals received from the Asst. Directors of Vijayawada & Nandigama and submitted to the District Collector, Krishna. The District Collector has accorded 92 permissions and entrusted the de-casting work to M/s APMDC Ltd as detailed below:

Permission given for by the District Collector, Krishna	ADM&G Vijayawada	ADM&G Nandigama	Total
De-Casting of Sand in Patta lands	39	58	97

A.Sreenivas Kumar, Deputy Director of Mines & Geology has issued 5 permissions to the Asst. Director of Mines & Geology, Vijayawada for issuing Temporary Permits as detailed below:

Sl No	TP's Issued as per DM&G Circular Orders No & Date	No of Tp's Issued	Quantity Permitted in cum	Seign. Fee collected in Rs
1	3371715/D6/2020, dt:14.05.20	5	43,209	19,44,405

Sl No	Name of the Applicant	Sy.No	Village	Mandal	permission Issued on	Permitted in cum
1	G. Koteswarama	115/2	Kondaparva	Vissannapet	04.03.20	705
2	L. Kishore	6	Kondapavuluru	Gannavaram	09.03.20	15,012
3	K. Janardhan	6	Kondapavuluru	Gannavaram	13.03.20	19,992
4	J.Gopala Swamy	372/2	Agiripalli	Agiripalli	19.03.20	4,500
5	RNT Infra	13&14	Kondapavuluru	Gannavaram	09.04.20	3,000
TOTAL						**43,209**

On verification of the above permissions, it is found that, except the fifth one all the four permissions were given by A.Sreenivas Kumar in accordance with the instructions issued by the Director of Mines & Geology vide Cir.Memo No: 3371715/D6/2020, dt: 04.03.2020 i.e. with a validity up to 31.03.2020.

Thus, the delinquent officer by his above mentioned acts has exhibited lack of integrity and devotion to duty thereby, he violated Rule (3) of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINICIPAL SECRETARY TO GOVERNMENT

ANNEXURE-III

List of Documents in support of Article of Charges:-

1.	DM&G Circular Memo No: 7836/P/2014, dt: 21.11.2019
2	DM&G Circular Memo No: 3371715/D6/2020, dt: 04.03.2020
3	DM&G Memo No: 03/DM&G-DESK/2020, dt: 23.04.2020
4	DM&G Memo No: 2007/D5/2020, dt: 14.05.2020

GOPAL KRISHNA DWIVEDI
PRINICIPAL SECRETARY TO GOVERNMENT

ANNEXURE-IV

List of Witnesses in support of Article of Charges:

1.	Sri M. Subramanyam, DDM&G (FAC), Krishna.
2.	Smt. V. Nagini, ADM&G, Vijayawada.

GOPAL KRISHNA DWIVEDI
PRINICIPAL SECRETARY TO GOVERNMENT